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From: **David Bogart Dort** Date **November 29, 2004**

Cover Sheet & **7** pages

Billing No. VRBA.P016.A

SERIAL NO. 10/710,856

Return to **William F. Busch**
NAME

/Fax: 202-318-7729 (Washington, DC)
Fax OFFICE LOCATION

RE: US APPLICATION SERIAL NO. 10/710,856

In the matter of the above-referenced Application please find attached:

- (1) Certificate of transmission 37 CFR 1.8;
- (2) Notice of Omitted Items (2 pages)
- (3) Petition (2 pages)
- (4) 3 pages of evidence supporting petition;
- (5) The Commissioner is authorized to charge Deposit Account 50-3068 for the petition fee and (Docket VRBA.P016.A) for any underpayments to complete this procedure.

Certificate of Transmission 37 CFR § 1.8

I hereby certify that this transmission along with all referenced documents is being transmitted to MAIL STOP: PETITIONS of United States Patent and Trademark Office at Fax No. 703-872-906 on this 29th day of November, 2004.


David Bogart Dort

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: DORT, DAVID BOGART.
APPLICATION NO.: 10/710,856
FILED: 08/08/2004
FOR: **COMPUTER-BASED VIRTUAL PERSONAL ECONOMIES
IMPLEMENTED OVER PUBLIC AND PRIVATE
NETWORKS AND METHODS FOR CONFIGURATION,
USE AND POOLING SAME**

EXAMINER: UNASSIGNED
ART UNIT: UNASSIGNED
CONF. NO:
ATTY DOCKET: VRBA.P016.A

Certificate of Transmission 37 CFR §1.8

I hereby certify that this correspondence is being transmitted by facsimile to: Mail Stop: Petitions,
Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450 at 703-872-9306

Date: November 29, 2004

By: 

David Bogart Dort

Petition

Mail Stop Petitions
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P.O. Box 1450
Alexandria, VA 22313-1450

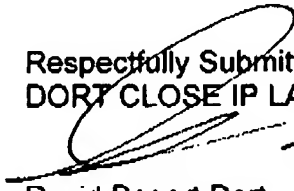
Dear Commissioner:

1. Regarding the above-referenced application, filed electronically August 8, 2004, a Notice of Omitted Items was mailed September 29, 2004. The Notice of Omitted Items Stated that the Applicant had failed to provide FIG. 12 in the August 8, 2004 filing.
2. The Applicant submits that the Application Serial No. 10/710,856 filed August 8, 2004 makes proper priority reference to US Provisional Application Serial No. 60/591,129, filed July 26, 2004 entitled "**Computer-based virtual personal economies implemented over public and private networks and methods for configuration, use and pooling same.**"

VRBA.P016A.PETI.112904

3. The Applicant submits that the material included in drawing sheet marked "FIG. 12 in the US Provisional Application No. 60/591,129 filed on July 26, 2004, was submitted and labeled FIG. 12. This Figure is included herein.
4. The Applicant also submits drawing page labeled "6/14" (39 of 47) filed with US Application Serial No. 10/710,856 on August 8, 2004, which includes 3 distinct drawings "Fig. 11" and "Fig. 13" are clearly labeled. However, the Figure between them is not labeled. This Figure is clearly the same FIG. 12 that is described in the specification and the same Figures that corresponds to FIG. 12 in US Provisional Application Serial No. 60/591,129, filed July 26, 2004.
5. The Applicant concedes that FIG. 12 was not clearly labeled, because of the labeling system in the ABX 1.0 electronic filing system required each Figure to be labeled by the ABX macros. The newer version of ABX (1.1) omitted this feature and such mislabeling is much easier to avoid for electronic filers.
6. The Applicant submits that FIG. 12 was submitted on the original filing date of August 8, 2004 and it would have been apparent from reading the specification and priority document that the unlabelled Figure between FIG. 11 and FIG. 13 on drawing page "6/14" (39 of 47) would clearly have been recognized as FIG. 12.
7. The commissioner is authorized to charge the \$130 petition fee to deposit account 50-3068 (Atty Docket: VRBA.P016.A) and any other underpayment that may have been omitted.

Respectfully Submitted
DORT CLOSE IP LAW GROUP, P.C.


David Bogart Dort
Reg. No. 50,213

Dated: 11/29/2004

Washington, DC

11/29/04

VRBA.P016A.PETI.112904



UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/710,856 | 08/08/2004 | David Bogart Dort | VRBA.P016.A |

CONFIRMATION NO. 7980

37578

DORT CLOSE IP LAW GROUP, PROFESSIONAL CORPORATION
 ATTN: VRBIA IP DEPARTMENT
 BOX 66148
 WASHINGTON, DC 20035

FORMALITIES LETTER



0000000013937254

Date Mailed: 09/29/2004

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 12 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit must be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date must be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted item(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any

omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
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PART 3 - OFFICE COPY

Electronic Version 1.1

Stylesheet Version v1.1.1

Description

Computer-Based Virtual Personal Economies Implemented over Public and Private Networks and Methods for Configuration, Use and Pooling of Same

[0001] REFERENCE TO PRIORITY DOCUMENTS

[0002] This Application claims priority under 35 USC §119(e) to US Provisional Application Serial No. 60/591,129 entitled Computer-Based Virtual Personal Economies Implemented over Public and Private Networks and Methods for Configuration, Use and Pooling Same, filed on July 26, 2004.

BACKGROUND ART

[0003] Electronic financial transactions are ubiquitous, from both personal and institutional viewpoints. Securing and trading of commodities in the international private banking and trading sectors require that the forefront of computer and network security be constantly evolving at a rapid technological pace. A good discussion of the meta-technical issues involving web-based electronic businesses is provided by the collection of articles in *Architectural Issues of Web-Enabled Electronic Businesses* (Idea Group, 2003) edited by Shi and Murthy, which is incorporated herein by reference.

[0004] In a simplified form, the electronic transaction space of the electronic auction, such as E-bay may represent a primitive and fully moderated form of Stephenson's vision. The modern electronic auction may be conducted in near-real-time or any number of variations. A detailed review of the electronic transaction environment is discussed in the texts *Digital Dealing: How E-Markets are Transforming the*

6/14

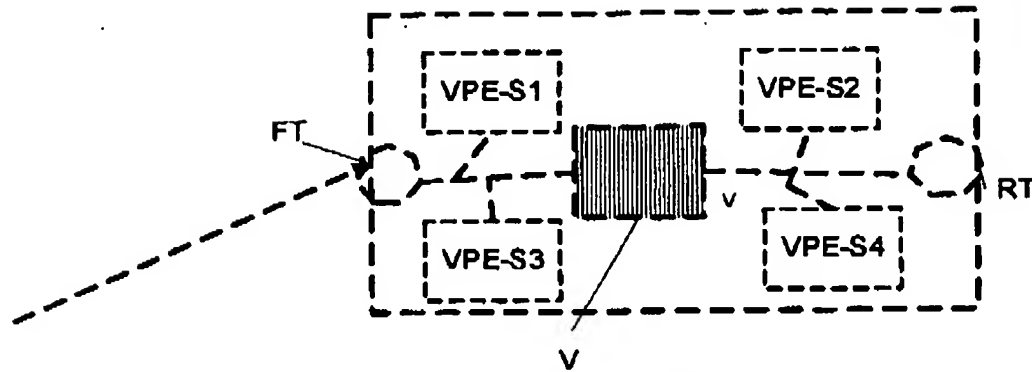


FIG. 11

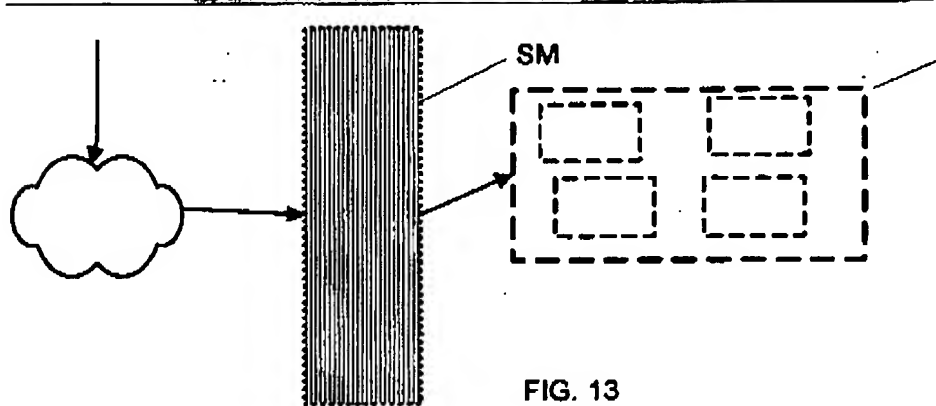
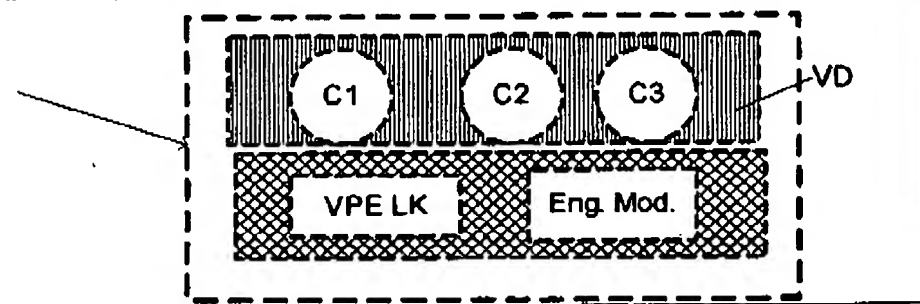


FIG. 13

60/591,129

Final 7/26/04

APPLICATION BODY

07/26/2004 21:18 2028422121

PAGE 05

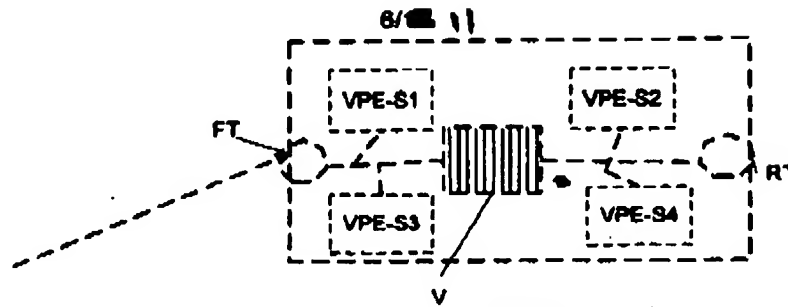


FIG. 11

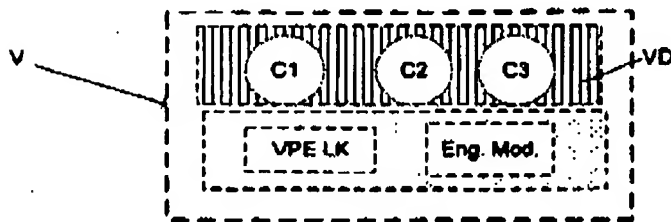


FIG. 12

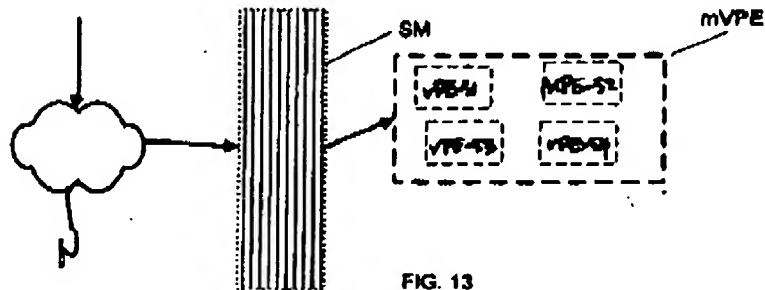


FIG. 13

Figure 7

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